

CITY COUNCIL, CITY OF LODI  
CITY HALL COUNCIL CHAMBERS

APRIL 21, 1982

A regular meeting of the City Council of the City of Lodi was held beginning at 8:00 p.m., Wednesday, April 21, 1982 in the City Hall Council Chambers.

ROLL CALL:

Present: Councilmembers - Murphy, Olson,  
Pinkerton, Snider  
and Reid (Mayor)

Absent: Councilmembers - None

Also Present: City Manager Glaves, Assistant City  
Manager Glenn, Community Development  
Director Schroeder, City Attorney  
Stein, and City Clerk Reimche

INVOCATION

The invocation was given by Dr. Wayne Kildall,  
Center of Hope

PLEDGE

The Pledge of Allegiance was led by Mayor Reid

PLANNING COMMISSION

The following report of the Planning Commission  
meeting of April 12, 1982 was presented:

The Planning Commission -

ITEMS OF INTEREST

1. Conditionally approved the request of Baumbach and Piazza. Consulting Engineers on behalf of John Giannoni, Jr. for a Tentative Parcel Map to create Parcels "A", "B", "C" and "D" from 2001 and 2009 Cochran Road, and 716 Peach Street (i.e. Assessor Parcel Nos. 027-080-05 and 06. and 027-160-10)
2. Conditionally approved the request of Albert Sanguinetti, Civil Engineer on behalf of English Oaks Plaza for a Tentative Parcel Map to divide Lot 1, Winchester Acres (i.e. Assessor Parcel No. 057-530-01) at the northwest corner of Harney Lane and South Hutchins Street into two parts with Parcel "A" containing 1.75 acres and Parcel "B" 0.25 acres.
3. Conditionally approved the request of Luis Arismendi on behalf of Grupe Communities for the approval of a tentative Parcel Map to create Parcels "D" and "E" from 1600 West Kettleman Lane and 1500-1524 Lakeshore Drive Lakeshore Village, Unit #1.
4. Conditionally approved the request of Leo Neal, et al for a Use Permit to conduct an auto wrecking and metal recycling business at 827 South Sacramento Street in an area zoned M-2, Heavy Industrial.

COMMUNICATIONS

City Clerk Reimche presented the following claim which had been filed against the City of Lodi, stating that it was the recommendation of R. L. Kautz and Company and the City Attorney that the Claim be denied:

CLAIMS

Nickie Bidner

Date of Loss 11/13/81

Continued April 21, 1982

On motion of Mayor Pro Tempore Murphy, Olson second, the Claim was denied, and referred to R. L. Kautz and Company.

APPLICATION RECEIVED FEDERAL SHUTTLE SYSTEM

*cc-506a*

City Clerk Reimche presented the application before the PUC of Matthew J. Kehoe, DBA Federal Shuttle Systems for authority to operate as a passenger and baggage stage between points in San Joaquin County and the San Francisco International Airport with its principal place of business to be located at 1601 Mono Drive, Modesto.

PUC APPLICATION

*cc-510a*

City Clerk Reimche presented a letter which had been received from P. G. & E. giving notice that in PUC application No. 82-04-12 filed on April 6, 1982, it has requested the establishment of an adjustment procedure to allow reflection in electric rates of the costs of the Helms Pumped Storage Project, and and increase in base rates under the procedure when the Project begins commercial production of power for P. G. & E.'s customers.

INFORMATION REQUESTED RE BILINGUAL BALLOT ORAL ASSISTANCE PROGRAM WITHIN THE CITY OF LODI

*cc-18*

Council tacitly directed the City Clerk to provide Senator S. I. Hayakawa with information requested regarding the City of Lodi's experience with bilingual ballots.

LODI LIBRARY DIAMOND JUBILEE

*cc-29*

City Clerk Reimche presented an invitation to the City Council to join in the celebration of the Diamond Jubilee of the Lodi Public Library and particularly to join in the Founders Day Program on Saturday, April 24, 1982 at 2:00 p.m.

On motion of Councilmember Snider, Olson second, an expression of congratulations was made to the Lodi Public Library on their Diamond Jubilee.

SPRING "CLEANUP" DAY SCHEDULED

*cc-13*

David Vaccarezza, Sanitary City Disposal Company, Lodi, addressed the Council stating that a Spring "Cleanup" has been scheduled for the first week of May. All items are to be bundled, in bundles not to exceed 60 lbs., and must be placed at curbside for pickup.

COMMENTS BY CITY COUNCIL MEMBERS

EARLIER HOUR FOR COMMENCEMENT OF COUNCIL MEETINGS PROPOSED

*cc-6*

Council member Snider requested information on the possibility of commencing Council Meetings at an earlier hour and possibly changing the agenda format on routine items. Councilmember Snider indicated that he would be willing to participate in surveying California Cities with earlier meeting times.

REPORTS OF THE CITY MANAGER

CONSENT CALENDAR

In accordance with report and recommendation of the City Manager, the following actions, hereby set forth between asterisks, on motion of Councilmember Olson, Snider second, were approved by Council.

Continued April 21, 1982

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## CLAIMS

2.3 21(a)

CLAIMS WERE APPROVED IN THE AMOUNT OF  
\$1,370,636.17

## MINUTES

THE MINUTES OF MARCH 17, 1982 WERE APPROVED  
AS WRITTEN.

PLANS AND SPECS  
FOR CATCH BASIN  
REPLACEMENT 80/81  
APPROVED

CC-12.1(a)

Plans and specifications for "Catch Basin Replacement 80/81" were presented for Council's approval. In general, the work consists of removing 6" and 8" catch basin laterals and drop inlet catch basins and installing 12" laterals with side inlet catch basins. The work also includes some curb and gutter replacement and installation of wheelchair ramps.

Council approved the plans and specifications for "Catch Basin replacement 80/81 at the intersection of Chestnut and Lee, Daisy and Pleasant, Pleasant and Forrest and Daisy and Lincoln", and authorized the City Clerk to advertise for bids thereon.

PLANS AND SPECS  
FOR LODI COMMUNITY  
CENTER DEMOLITION  
OF EXCESS BUILDINGS  
APPROVED

CC-7(c)  
CC-43  
CC-12.1(a)

Plans and specifications for "Lodi Community Center Demolition of Excess Buildings" were presented for Council's approval. In general, the work consists of demolishing and clearing the remains of the buildings scheduled for burning - the wood shop, girl's dressing room, and science building. In addition, the main building will be demolished and cleared after the contractor has performed any salvage work.

Council approved the plans and specifications for "Lodi Community Center Demolition of excess buildings" and authorized the City Clerk to advertise for bids thereon.

Council was apprised that the owners of 841 East Kettleman Lane, Lodi wish to construct a new building and are required by City Ordinance to make certain improvements. In lieu of these improvements, they have furnished the City with an agreement covering the future extension of water and streets adjacent to their parcel where none exist now. Since they have their own well, extension of water is not necessary at this time. Additionally, until such time as the property across the street is obtained in conformance with the specific plan for Beckman Road, any curb, gutter or sidewalk work could not be placed in its ultimate location.

APPROVAL OF  
DEVELOPMENT  
AGREEMENT FOR  
841 EAST KETTLEMAN  
LANE

Council approved the development agreement for 841 East Kettleman Lane, and directed the City Manager and City Clerk to execute same on behalf of the City of Lodi.

LAKE SHORE  
SUBDIVISION  
APPROVAL

CC-43

The final map and subdivision documents for Lakeshore Tract No. 1796 were presented for Council's approval. This is a one lot condominium subdivision being developed by Grupe Communities, Inc. within the Lakeshore Village Development. This subdivision will contain 56 condominium units and a common area. It is located on the east side of Mills Avenue, north of Sand Creek Drive.

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Council approved the final map and subdivision documents for Lakeshore, Tract No. 1796, and directed the City Manager and the City Clerk to execute the subdivision agreement and map on behalf of the City.

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#### REGULAR CALENDAR

Agenda Item "g" - "Report by City Attorney regarding request for limited "No Parking" area on Lodi Avenue - Hutchins Street to Sacramento Street, and Private Parking Lot Ordinance" having been introduced by City Manager Graves was reported on by City Attorney Stein.

#### REQUEST FOR LIMITED "NO PARKING" AREA ON LODI AVENUE - HUTCHINS STREET TO SACRAMENTO STREET AND PRIVATE PARK- ING LOT ORDINANCE

CC. 45(2)

Mr. Stein indicated that subsequent to his Memorandum to the Council dated April 8, 1982, he did speak with Judge Seibly and he said that he would implement the ordinance if same were adopted.

City Attorney Stein listed the following alternatives open to the Council in this matter:

1. Pass an ordinance similar to Lodi Municipal Code Section 14.59.3 re prohibited parking on Laurel Avenue. This would prohibit parking on Lodi Avenue between the hours of nine p.m. and six a.m.;
2. Council could adopt an ordinance similar to that adopted in Fairfield which would prohibit the parking of vehicles in any privately owned facility or lot when the adjoining business is not open for business; or
3. Council could ask the merchants to "sign" parking lots according to Lodi City Code Section 15-20 et seq. so that offenders can be cited by the Police Department for trespassing.

Also addressing the Council on the matter were:

Marc Yates, Chief of Police

Mrs. Frank Grenko, 233 S. Pleasant Street, Lodi, who presented the original petition to the Council on this subject.

A lengthy discussion followed with questions being directed to Staff and to those persons who had addressed the Council on the matter.

On motion of Councilmember Snider, Olson second, Council directed the City Attorney to draw up a draft ordinance which would permit the City Council to designate by resolution, limited parking on streets, such as Lodi Avenue and a draft ordinance similar to that on Laurel Avenue for no parking for review by the City Council at the May 19, 1982 regular Council meeting.

City Manager Graves reported that a letter had been received from the Old LUHS Site Foundation stating

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OLD LUHS SITE  
FOUNDATION TO  
RECEIVE 1951 and 1952  
CITY FIRE ENGINES

98-7(2)  
13  
C2

ERNST AND WHINNEY  
RETAINED TO CONDUCT  
AUDIT FOR YEAR  
ENDING 6/30/82

W-6

that it had come to their attention that two additional LaFrance Fire Engines are retired from the fleet of vehicles owned by the City of Lodi.

The Foundation is hosting an elaborate "auction" July 31, and is garnering select area items as part of its program and would be interested in obtaining the two fire engines.

Following discussion, on motion of Mayor Pro Tempore Murphy, Olson second, Council granted the request of the Old LUHS Site Foundation for the 1951 and 1952 LaFrance Fire Engines for the July 31, 1982 auction.

Following introduction of the matter by City Manager Glaves, Council, on motion of Mayor Pro Tempore Murphy, Snider second, authorized the hiring of Ernst and Whinney of Sacramento to examine the financial statements of the City of Lodi for the year ending June 30, 1982 at a cost not to exceed \$15,000.00

The City's Police Radio System was designed and installed in 1967. The system at that time was capable of serving the needs of our City's mobile units patrolling approximately six square miles.

Since that time, the City has grown and the ability of our mobile units to transmit and receive each other is greatly restricted by distance and structural interference. The hand-held units encounter restrictions much more severe than the mobile unit because the officers are frequently inside buildings or other enclosures which severely curtails their effective range.

A second problem has been created by the limitation of a single channel for a Police Department our size.

San Joaquin County Sheriff's Department likewise has experienced the same difficulties and contracted with TeleComm Consultants, Inc. (TCI) to evaluate and make recommendations to improve their radio communications system.

In January 1981, the City of Lodi contracted with TCI to do a needs requirement and system design of our Police radio communication system. In the summer of 1982, the City authorized the preparation of specifications and authorized San Joaquin County Purchasing Agent to advertise for equipment for the City of Lodi. At that time, the City was given an estimate of approximately \$95,000 to purchase the necessary equipment to install a new Police radio communications system.

In February 1982, the final draft of specifications was approved. On April 2, 1982, bids were opened and the low bidder was Motorola Corporation. Two bids were received:

Motorola	\$131,059.20
Wismer & Becker	\$187,871.00

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A letter of recommendation from TCI recommending the award to Motorola was included in information provided council. It should be noted this new system is capable of interfacing with San Joaquin County Sheriff.

In addition, it is recommended the City purchase two 10 - hour battery components for hand-held radio at \$19.00 each plus tax. TCI's letter also includes an explanation for a great part of the additional costs.

Also, the City needs to purchase 3 time stamps for each of the consoles, run underground conduit from the equipment room to the Police facility for emergency power, and do some minor carpentry work.

Total Requirements:

Base Bid	\$131,059.20
2 high capacity batteries	40.28
Time stamps & underground Conduit	2,500.00
	<u>\$133,599.48</u>

Council has previously appropriated \$101,710 for this purpose. Therefore, additional funds in the amount of \$31,889.48 are required.

The City has sufficient unappropriated Revenue Sharing Funds to allow for this additional expenditure.

Additional information concerning the subject was provided by Dr. Henry L. Richter, President, TeleComm Consultants, Inc.

PURCHASE OF POLICE  
AND FIRE RADIO  
EQUIPMENT APPROV-  
ED

RES. NO. 82-39

cc - 12 (a)

cc - 47

cc - 300

Following additional discussion with questions being directed to Staff, and to Dr. Richter, Council, on motion of Councilmember Olson, Snider second, appropriated \$31,900 from Revenue Sharing Funds for the purchase of Public Safety Radio Equipment. Further, on motion of Mayor Pro Tempore Murphy, Olson second, Council adopted Resolution No. 82-39 authorizing the purchase of Public Safety Radio Equipment in the amount of \$131,099.48 from Motorola Communications and Electronics, Inc. and authorizing the Mayor and City Clerk to execute the Agreement with Motorola Communications and Electronics, Inc. for the purchase of the subject equipment on behalf of the City.

REPLACEMENT OF  
DAMAGED POLICE  
VEHICLE APPROVED

35-47

Council was apprised that on March 24, 1982, an unmarked police vehicle, a 1979 Ford Granada was involved in an accident and sustained approximately \$3,100 damage. The vehicle has over 65,000 miles, with a Blue Book value of \$3,925. Council was respectfully requested to authorize the purchase of a used vehicle to replace the damaged one.

On motion of Mayor Pro Tempore Murphy, Olson second, Council authorized the purchase of a used vehicle to replace a damaged unmarked police vehicle at a cost not to exceed \$7,000.

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ROBERT HOLM  
APPOINTED CITY  
TREASURER

cc-6

As requested at an earlier Council meeting, proposed Specifications for the position of City Treasurer were presented for Council's perusal. On motion of Mayor Pro Tempore Murphy, Pinkerton second, Council appointed Robert Holm as City Treasurer for an unspecified term.

City Attorney Stein informed the Council that at a recent conference of City Attorneys, he was made aware of a procedure in Walnut Creek for the abatement of zoning code violations. A copy of the procedure was provided for Council's perusal.

At present in the City of Lodi, in order to abate a zoning code violation, it becomes necessary to follow a very cumbersome procedure which ends up with the Police Department having to go out and cite an individual for a violation or, in the alternative, having the City Attorney prepare a written complaint and have the individual taken into court.

The Penal Code permits officers or employees of a city to issue citations for violations of the zoning code for which they were hired to enforce. With this in mind, the City of Walnut Creek permits their building inspectors and zoning compliance personnel to issue citations for violations of the zoning code. Mr. Stein indicated he had spoken with our Community Development Director and the Chief of Police and both agree that such a procedure would be valuable in the City of Lodi.

For consideration, City Attorney presented a copy of a proposed ordinance amendment to the City's zoning code in this regard. Mr. Schroeder and Chief Yates and Mr. Stein are also working out a model citation form to be used. It will be necessary for this Council to amend the appropriate zoning code sections.

Mr. Stein suggested that Council put this on for a shirtsleeve to discuss it or set for a future Council meeting to in fact institute same.

PROCEDURE FOR  
ABATEMENT OF  
MUNICIPAL CODE  
ZONING VIOLATIONS  
WHICH IS AN  
AMENDMENT TO  
CHAPTER 27, SEC  
27-22 OF THE CITY  
CODE

A lengthy discussion followed with questions being directed to Staff, and to the City Attorney. On motion of Mayor Pro Tempore Murphy, Olson second, Council referred the matter to the Planning Commission for review.

ORDINANCES

Council was apprised that a one word change had been made on Ordinance No. 1255 since its introduction on March 17, 1982, that being Page 2, Paragraph 4, sentence 3, word 5 being changed to "Renewal".

ORDINANCE RE  
ISSUANCE OF REFUND-  
ING BONDS BY NCPA

cc-149

ORDINANCE NO. 1255 - An ordinance of the City Council of the City of Lodi authorizing the Issuance of Refunding Bonds by the Northern California Power Agency (RFL Geothermal Project) as amended having been introduced at a regular meeting of the Council held March 17, 1982 was brought up for passage after reading by title. On motion of Mayor Pro Tempore Murphy, Olson second, Council referred the matter to the Planning Commission for review.

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ORDINANCE NO.  
1255 ADOPTED

the Ordinance was then adopted and ordered to print  
by the following vote:

Ayes: Councilmember - Murphy, Olson, Snider  
and Reid

Noes: Councilmember - Pinkerton

Absent: Councilmember - None

ORDINANCE AMENDING  
P-D(15) BY REDUCING  
NUMBER OF SINGLE  
FAMILY UNITS  
INCREASING NUMBER  
OF CONDOS

ORDINANCE NO. 1256  
ADOPTED

12-536  
CC-149

Ordinance No. 1256 - An Ordinance expanding Unit  
No. 2 Beckman Ranch Condominiums at 1905 South  
Ham Lane, and amending P-D(15), Planned Develop-  
ment District No. 15 by reducing the number of single-  
family units and increasing the number of condominiums  
with conditions having been introduced at a regular  
meeting of the Council held April 7, 1982 was brought  
up for passage after reading by title. On motion  
of Mayor Pro Tempore Murphy, Snider second, the  
Ordinance was then adopted and ordered to print  
by the following vote:

Ayes: Councilmember - Murphy, Olson, Snider,  
Pinkerton, and Reid

Noes: Councilmember - None

Absent: Councilmember - None

ADJOURNMENT

There being no further business to come before the  
Council, the meeting was adjourned at approximately  
9:25 p.m.

Attest:

*Alice M. Reimche*  
ALICE M. REIMCHE  
City Clerk